

To: Adm13McCarthy, Gina[Adm13McCarthy.Gina@epa.gov]
From: Ganesan, Arvin
Sent: Wed 9/17/2014 12:26:59 PM
Subject: RE: Weekend Report from R8

Yup. I'm going to talk to Shaun today.

From: Adm13McCarthy, Gina
Sent: Tuesday, September 16, 2014 11:19 PM
To: Ganesan, Arvin
Subject: Fwd: Weekend Report from R8

Just wanted to make sure you are aware of the plan to visit Montana re: Libby.

Gina McCarthy

Begin forwarded message:

From: "McGrath, Shaun" <McGrath.Shaun@epa.gov>
Date: September 15, 2014 at 9:02:17 AM EDT
To: "Adm13McCarthy, Gina" <Adm13McCarthy.Gina@epa.gov>, "Feldt, Lisa" <Feldt.Lisa@epa.gov>, "KeyesFleming, Gwendolyn" <KeyesFleming.Gwendolyn@epa.gov>
Cc: "Rupp, Mark" <Rupp.Mark@epa.gov>, "Vaught, Laura" <Vaught.Laura@epa.gov>, "Fritz, Matthew" <Fritz.Matthew@epa.gov>, "Ganesan, Arvin" <Ganesan.Arvin@epa.gov>, "Reynolds, Thomas" <Reynolds.Thomas@epa.gov>, "Bond, Brian" <Bond.Brian@epa.gov>
Subject: Weekend Report from R8

Weekend Report from R8

111d Meetings in Craig, CO -- The meetings in Craig (including a community meeting hosted by the County Commission, a tour of the Tri-State coal power station, and visit to Colowyo Coal Mine) went without incident. Press coverage was fairly limited with a local story in the Craig paper and one short AP blurb that did get picked up fairly widely. (b) (5)

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED] Russ George, the President of the local college and former Speaker of the CO House and cabinet member for both Govs Owens and Ritter, was helpful in calling

on EPA to find balance in protecting air quality and minimizing impacts to the Craig economy. Representatives from Sen. Udall and Bennett and Gov. Hickenlooper attended but did not speak. A representative from Rep. Tipton spoke in opposition to the proposal. (Copy to Janet)

Libby, MT -- I will travel to Kalispell and Libby next week to meet with the County Commissioners, staff from Sen. Tester and Walsh and staff from Rep. Daines, as well as with Tracy Stone-Manning from the State. The key topic will be the long term management of asbestos left in place. We have coordinated the trip closely with Tracy, and I will visit with her further during ECOS. It is possible that local media will cover the meetings, as they are open to the public. (Copy to Mathy)

Oil Shale Projects on the U&O Reservation in UT -- On Tuesday, EPA Region and OSWER/RCRA staff will meet with Red Leaf Resources. For several years, Red Leaf has been in the proposal process for a large scale and novel oil shale mining project within the Uintah and Ouray Reservation boundaries in Utah. Red Leaf has both state (groundwater and mining) permitting obligations, as well as obligations to EPA. (b) (5)

Jeff Holmstead of Bracewell Giuliani, formerly of EPA, as well as others from Bracewell Giuliani will represent Red Leaf at the meeting here in Denver.

On September 26, we will have a similar type of meeting with U.S. Oil Sands, a Canadian company, with a proposal, also on the U&O reservation in Utah, for a tar sands project known as PR Springs. There has been vocal opposition to this proposed project, including protests at the site involving arrests.

Tribal Chairman Howell has been notified of and invited to attend both meetings. (Copy to Jane)

Green Latinos Forum -- The Administrator's video comments were very well received at this meeting. Although the agenda was very good with some excellent speakers, the turnout was unfortunately pretty sparse. I think it is worthwhile for EPA to support again next year, but believe it will be better if they move to a city with a larger Latino population -- one of the organizers said they are discussing moving it to Denver.

To: Adm13McCarthy, Gina[Adm13McCarthy.Gina@epa.gov]
From: Feldt, Lisa
Sent: Wed 9/17/2014 3:34:34 AM
Subject: Re: Weekend Report from R8

No first I heard! Shaun is still here at ECOS so will be educated some more...

Sent from my iPhone

On Sep 16, 2014, at 9:19 PM, "Adm13McCarthy, Gina" <Adm13McCarthy.Gina@epa.gov> wrote:

Did you know that there was mining of tar sands in the US? You learn something new every day.

Gina McCarthy

Begin forwarded message:

From: "McGrath, Shaun" <McGrath.Shaun@epa.gov>
Date: September 15, 2014 at 9:02:17 AM EDT
To: "Adm13McCarthy, Gina" <Adm13McCarthy.Gina@epa.gov>, "Feldt, Lisa" <Feldt.Lisa@epa.gov>, "KeyesFleming, Gwendolyn" <KeyesFleming.Gwendolyn@epa.gov>
Cc: "Rupp, Mark" <Rupp.Mark@epa.gov>, "Vaught, Laura" <Vaught.Laura@epa.gov>, "Fritz, Matthew" <Fritz.Matthew@epa.gov>, "Ganesan, Arvin" <Ganesan.Arvin@epa.gov>, "Reynolds, Thomas" <Reynolds.Thomas@epa.gov>, "Bond, Brian" <Bond.Brian@epa.gov>
Subject: Weekend Report from R8

Weekend Report from R8

111d Meetings in Craig, CO -- The meetings in Craig (including a community meeting hosted by the County Commission, a tour of the Tri-State coal power station, and visit to Colowyo Coal Mine) went without incident. Press coverage was fairly limited with a local story in the Craig paper and one short AP blurb that did get picked up fairly widely. (b) (5)

Russ George, the President of the local college and former Speaker of the CO House and cabinet member for both Govs Owens and Ritter, was helpful in calling on EPA to find balance in protecting air quality and minimizing impacts to the Craig economy.

Representatives from Sen. Udall and Bennett and Gov. Hickenlooper attended but did not speak. A representative from Rep. Tipton spoke in opposition to the proposal.
(Copy to Janet)

Libby, MT -- I will travel to Kalispell and Libby next week to meet with the County Commissioners, staff from Sen. Tester and Walsh and staff from Rep. Daines, as well as with Tracy Stone-Manning from the State. The key topic will be the long term management of asbestos left in place. We have coordinated the trip closely with Tracy, and I will visit with her further during ECOS. It is possible that local media will cover the meetings, as they are open to the public. (Copy to Mathy)

Oil Shale Projects on the U&O Reservation in UT -- On Tuesday, EPA Region and OSWER/RCRA staff will meet with Red Leaf Resources. For several years, Red Leaf has been in the proposal process for a large scale and novel oil shale mining project within the Uintah and Ouray Reservation boundaries in Utah. Red Leaf has both state (groundwater and mining) permitting obligations, as well as obligations to EPA.

(b) (5)

Jeff Holmstead of Bracewell Giuliani, formerly of EPA, as well as others from Bracewell Giuliani will represent Red Leaf at the meeting here in Denver.

On September 26, we will have a similar type of meeting with U.S. Oil Sands, a Canadian company, with a proposal, also on the U&O reservation in Utah, for a tar sands project known as PR Springs. There has been vocal opposition to this proposed project, including protests at the site involving arrests.

Tribal Chairman Howell has been notified of and invited to attend both meetings.
(Copy to Jane)

Green Latinos Forum -- The Administrator's video comments were very well received at this meeting. Although the agenda was very good with some excellent speakers, the turnout was unfortunately pretty sparse. I think it is worthwhile for EPA to support again next year, but believe it will be better if they move to a city with a larger Latino population -- one of the organizers said they are discussing moving it to Denver.

To: Adm13McCarthy, Gina[Adm13McCarthy.Gina@epa.gov]; Feldt, Lisa[Feldt.Lisa@epa.gov]; KeyesFleming, Gwendolyn[KeyesFleming.Gwendolyn@epa.gov]
Cc: Rupp, Mark[Rupp.Mark@epa.gov]; Vaught, Laura[Vaught.Laura@epa.gov]; Fritz, Matthew[Fritz.Matthew@epa.gov]; Ganesan, Arvin[Ganesan.Arvin@epa.gov]; Reynolds, Thomas[Reynolds.Thomas@epa.gov]; Bond, Brian[Bond.Brian@epa.gov]
From: McGrath, Shaun
Sent: Mon 9/15/2014 1:02:17 PM
Subject: Weekend Report from R8

Weekend Report from R8

111d Meetings in Craig, CO -- The meetings in Craig (including a community meeting hosted by the County Commission, a tour of the Tri-State coal power station, and visit to Colowyo Coal Mine) went without incident. Press coverage was fairly limited with a local story in the Craig paper and one short AP blurb that did get picked up fairly widely. (b) (5)

Russ George, the President of the local college and former Speaker of the CO House and cabinet member for both Govs Owens and Ritter, was helpful in calling on EPA to find balance in protecting air quality and minimizing impacts to the Craig economy. Representatives from Sen. Udall and Bennett and Gov. Hickenlooper attended but did not speak. A representative from Rep. Tipton spoke in opposition to the proposal. (Copy to Janet)

Libby, MT -- I will travel to Kalispell and Libby next week to meet with the County Commissioners, staff from Sen. Tester and Walsh and staff from Rep. Daines, as well as with Tracy Stone-Manning from the State. The key topic will be the long term management of asbestos left in place. We have coordinated the trip closely with Tracy, and I will visit with her further during ECOS. It is possible that local media will cover the meetings, as they are open to the public. (Copy to Mathy)

Oil Shale Projects on the U&O Reservation in UT -- On Tuesday, EPA Region and OSWER/RCRA staff will meet with Red Leaf Resources. For several years, Red Leaf has been in the proposal process for a large scale and novel oil shale mining project within the Uintah and Ouray Reservation boundaries in Utah. Red Leaf has both state (groundwater and mining) permitting obligations, as well as obligations to EPA. (b) (5)

Jeff Holmstead of Bracewell Giuliani, formerly of EPA, as well as others from Bracewell Giuliani will represent Red Leaf at the meeting here in Denver.

On September 26, we will have a similar type of meeting with U.S. Oil Sands, a Canadian company, with a proposal, also on the U&O reservation in Utah, for a tar sands project known as

PR Springs. There has been vocal opposition to this proposed project, including protests at the site involving arrests.

Tribal Chairman Howell has been notified of and invited to attend both meetings. (Copy to Jane)

Green Latinos Forum -- The Administrator's video comments were very well received at this meeting. Although the agenda was very good with some excellent speakers, the turnout was unfortunately pretty sparse. I think it is worthwhile for EPA to support again next year, but believe it will be better if they move to a city with a larger Latino population -- one of the organizers said they are discussing moving it to Denver.

To: Adm13McCarthy, Gina[Adm13McCarthy.Gina@epa.gov]; Atkinson, Emily[Atkinson.Emily@epa.gov]; Beauvais, Joel[Beauvais.Joel@epa.gov]; Deputy Administrator[62Perciasepe.Bob73@epa.gov]; Feldt, Lisa[Feldt.Lisa@epa.gov]; Fritz, Matthew[Fritz.Matthew@epa.gov]; Ganesan, Arvin[Ganesan.Arvin@epa.gov]; Goffman, Joseph[Goffman.Joseph@epa.gov]; KeyesFleming, Gwendolyn[KeyesFleming.Gwendolyn@epa.gov]; Powers, Tom[Powers.Tom@epa.gov]; Reynolds, Thomas[Reynolds.Thomas@epa.gov]; Rupp, Mark[Rupp.Mark@epa.gov]; Shaw, Betsy[Shaw.Betsy@epa.gov]; Stewart, Lori[Stewart.Lori@epa.gov]; Vaught, Laura[Vaught.Laura@epa.gov]; Niebling, William[Niebling.William@epa.gov]; Knapp, Kristien[Knapp.Kristien@epa.gov]
From: McCabe, Janet
Sent: Sat 7/12/2014 9:56:58 PM
Subject: RE: OAR Hot List 7-7-14

OAR Hot List
Week of July 14, 2014

Clean Power Plan Outreach: Another busy week, another broken record. I had a great session with the BCSE Board and they have a lot of interesting ideas that will prove very helpful in this process. I also headed up to Connecticut and NESCAUM—both meetings were productive. The NESCAUM states are focused very much on transport. They want to be positive and helpful on 111d but/and want to make sure they understand how far RGGI will get them with compliance. I had an uplifting call Friday with Mitch Hescox and the Evangelical Environmental Network.

Next week is NARUC week, first Joe, then you, then me (and Dan Utech also). Joe will be back in DC on Monday for a keynote at an ELI event on 111(d). Lorie Schmidt and Ethan Shenkman will also be presenting. On Tuesday we'll meet with Bob Martineau, who has a long list of very specific questions for us. Joe's also going out to an event in Denver organized by for Governor Ritter to talk about what the Western states are thinking as it relates to a regional approach and meeting the proposed goals. Shaun will join him at the event. Joe will also spend a couple of hours with the region strategizing about their states and what opportunities might be out there. I'm scheduled to speak on Thursday at the ICF breakfast series at the Press Club. I think you've done one of these on MATS and should be a good event. I'll also be heading back to Indianapolis on Thursday to do a CLE event with the Indiana Environmental Bar. We're starting our Hub meetings with the states ("hub" is how we referring to the next round of comprehensive meetings with the states). Region 4 is first up and then separate calls with NY and NJ.

SNAP Status Change/Delisting Proposal: After resolving some last minute interagency comments, we got the rule signed in time to be helpful to our teams in China and at the Montreal Protocol meeting. Thanks for authorizing autopen.

Honor Awards: We're all so proud of the OAR employees who were recognized this year with EPA Honor Awards. Almost 100 OAR employees were recognized, including 14 teams and 10 individual award recipients, and a number of our OAR recipients were nominated for their teamwork with other EPA organizations. OAR is the best!

L Street Move: This week is the final week on L Street for many of our OAR colleagues. They have undertaken a major effort to pack up and will move to the Federal Triangle complex during the last two weeks of July and August 1. We're planning a warm welcome and getting ready for the population increase. We appreciate the disruption this cascade of moves has caused throughout the complex and how hard OARM has been working to help this go smoothly.

Colorado Regional Haze: Some good news from Colorado. NPCA and Wild Earth Guardians have agreed in principle with EPA, Colorado and the plant's owner to settle regional haze litigation involving the Craig plant. The result will be better controls (SCR) and one less lawsuit to defend. (shared with Shaun)

Strat Ozone - Methyl Bromide Exemption: The final rule authorizing uses for the critical use exemption (CUE) of methyl bromide for 2014 and 2015 is targeted for your signature next week. The exemption for 2014 is a reduction from the 562 metric tons allowed for critical uses in 2013, which reflects consensus

decisions taken by the parties to the Montreal Protocol in November 2012 and October 2013. Strawberries and hams are the only uses remaining. We received minimal comments on the proposed rule and the final rule contains no changes from the proposal. OECA has a No Action Assurance in place for 2014 through the end of July, so we're hoping to get it signed and published in advance of it expiring. (shared with Cynthia)

Emergency Firefighting Equipment: OTAQ did an incredible, and incredibly fast, job of working with the Defense Logistics Agency (DLA) last week to agree on a path forward that allows them to continue surplussing DoD engines and vehicles to state and local agencies for wildfire firefighting. Eventually someone from DOD will ask what we can do about the 5000+ non-emergency vehicles they've been selling to nonprofits and private buyers, but for now we're all enjoying having dodged a bullet.

Uranium Mill Tailings: In response to public request, we're extending the public comment period for our proposed rule for revising the national emission standards for radon emissions from operating uranium mill tailings for an additional 90 days.

California Heavy-Duty GHG Waiver: As soon as next week, I plan to sign a notice granting California's request for a waiver under the Clean Air Act to allow enforcement of their Heavy-duty Greenhouse Gas Highway Regulations. The California rule requires model year 2011 to 2013 sleeper-cab tractors that haul 53-foot or longer box-type trailers on California highways to be SmartWay® certified and use SmartWay verified tires. The California rule is significant, particularly for trailers, affecting hundreds of thousands of trailers that carry loads in California. We expect support for this action from California and a moderate level of media interest from stakeholders who operate in California. (shared with Jared)

To: Adm13McCarthy, Gina[Adm13McCarthy.Gina@epa.gov]
From: Fritz, Matthew
Sent: Mon 6/9/2014 4:10:14 PM
Subject: RE: WGA breakfast

Ok

-----Original Message-----

From: Adm13McCarthy, Gina
Sent: Monday, June 09, 2014 12:06 PM
To: Fritz, Matthew
Subject: Re: WGA breakfast

I don't need anything more for prep than I have.

Gina McCarthy

> On Jun 9, 2014, at 9:03 AM, "Fritz, Matthew" <Fritz.Matthew@epa.gov> wrote:

>

> Working on it.

>

> -----Original Message-----

> From: Adm13McCarthy, Gina

> Sent: Monday, June 09, 2014 12:00 PM

> To: Fritz, Matthew

> Subject: WGA breakfast

>

> Governor Ritter tells me that I should be prepared to give an intro at the breakfast tomorrow morning with the Governors to explain 111d and be prepared for some pretty directed discussion. So, looks like the ethics ask needs to be revised.

>

> Gina McCarthy

To: Adm13McCarthy, Gina[Adm13McCarthy.Gina@epa.gov]
From: Fritz, Matthew
Sent: Mon 6/9/2014 4:03:39 PM
Subject: RE: WGA breakfast

Working on it.

-----Original Message-----

From: Adm13McCarthy, Gina
Sent: Monday, June 09, 2014 12:00 PM
To: Fritz, Matthew
Subject: WGA breakfast

Governor Ritter tells me that I should be prepared to give an intro at the breakfast tomorrow morning with the Governors to explain 111d and be prepared for some pretty directed discussion. So, looks like the ethics ask needs to be revised.

Gina McCarthy

To: Adm13McCarthy, Gina[Adm13McCarthy.Gina@epa.gov]; Deputy Administrator[62Perciasepe.Bob73@epa.gov]; KeyesFleming, Gwendolyn[KeyesFleming.Gwendolyn@epa.gov]
Cc: Feldt, Lisa[Feldt.Lisa@epa.gov]; Fritz, Matthew[Fritz.Matthew@epa.gov]; Ganesan, Arvin[Ganesan.Arvin@epa.gov]; Rupp, Mark[Rupp.Mark@epa.gov]
From: McGrath, Shaun
Sent: Mon 6/9/2014 2:58:14 AM
Subject: Weekend Report from R8

Weekend Report from R8

Moffat Water Project in CO -- We have been working with OECA and OW on comments to the Corps regarding the FEIS on the Moffat water diversion from the Western Slope to Denver. The letter is to go out tomorrow (Monday). We are also in the process of developing a draft desk statement and Q's and A's that will be available for review on Monday.

EPA has been actively involved with ACE, CDPHE and Denver Water for years on this project. (b) (5)

While we are encouraged by revisions made to the FEIS document and the commitment the Corps has made to further evaluate some of the impacts that may be associated with this project (ie, Temperature), we think there are additional opportunities to resolve concerns through continued work with the Corps, CDPHE and Denver Water to insure that a viable project can proceed while protecting a national asset like the Colorado River.

Although Gov Hickenlooper has expressed his views of the importance of the project, I do not believe he will raise it during WGA. (b) (5)

MT Mid-Year -- Last week, Howard and I met with Traci Stone-Manning and her management team at MT DEQ. We also met with Tim Baker in Gov Bulloch's Office.

111d -- (b) (5)

SO2 Non-attainment-- (b) (5)

NPDES Permits on Wind River Reservation -- Last week, R8 briefed Ken Kopocis on the status of this issue and options for moving forward with the 5 oil and gas NPDES permits on Wind River. (This is the issue that Wes Martel raised with the Administrator, as did an NPR reporter.) (b) (5)

From: Rivera, Keylin
Sent: Fri 6/6/2014 11:29:39 PM
Subject: Monday, June 9, 2014 Schedule for Administrator Gina McCarthy

do not copy or forward this information

Schedule for Gina McCarthy, EPA Administrator

Monday, June 9, 2014

Shift Leaders

AM (b) (6), (b) (7)(F)

PM (b) (6), (b) (7)(F)

Staff Contact

Arian Herckis (b) (6)

Monday, June 09, 2014

Travel - Las Vegas, NV

10:15 AM - 11:30 AM Remarks at Edison Electric Institute Board of Directors - Starvine Rooms 6-7, Aria Resort

11:45 AM - 12:00 PM Call with Former Governor, Bill Ritter - By Phone from Hotel Room

12:20 PM - 12:45 PM Meeting with Warren Buffett and Greg Abel, CEO, Berkshire Hathaway Energy - Green Room, 3rd Level, Aria Hotel

02:00 PM - 03:55 PM Depart for Denver, CO

DEPART: Las Vegas, NV, 11:00 AM PST

ARRIVAL: Denver, CO, 1:55 PM MST

07:30 PM - 08:00 PM Meeting with Christy Clark, Premier of British Columbia

###

Keylin Rivera

Scheduler to Administrator Gina McCarthy

Office of the Administrator

Desk: 202-564-4376

Cell: (b) (6)

Rivera.Keylin@epa.gov

To: Adm13McCarthy, Gina[Adm13McCarthy.Gina@epa.gov]
From: Wachter, Eric
Sent: Thur 6/5/2014 2:49:30 PM
Subject: FW: New Job

From: Cummins,Patrick [mailto:Patrick.Cummins@colostate.edu]
Sent: Wednesday, June 04, 2014 5:33 PM
To: Cummins,Patrick
Subject: New Job

Dear Colleagues:

I am writing to let you know that I've started a new job with former Colorado Governor Bill Ritter and his team at the Center for the New Energy Economy at Colorado State University (<http://cnee.colostate.edu/p/about-us>) to work with Western states, industry, and stakeholders on EPA's newly proposed rule for existing power plants under Section 111d of the Clean Air Act.

I'm starting the new job half-time and also staying on half-time as Executive Director of Western Climate Initiative, Inc. until my replacement is hired. My new email address is Patrick.Cummins@colostate.edu.

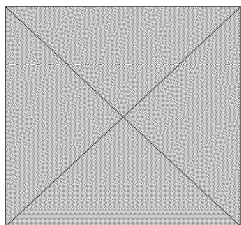
I look forward to being in touch soon. Please don't hesitate to contact me in the meantime when you have a few minutes to catch up. All the best, PC

Patrick Cummins

Center for the New Energy Economy

Colorado State University

Direct: 970-799-0970




To: Adm13McCarthy, Gina[Adm13McCarthy.Gina@epa.gov]; Deputy Administrator[62Perciasepe.Bob73@epa.gov]; Keyes-Fleming, Gwendolyn[KeyesFleming.Gwendolyn@epa.gov]
Cc: Feldt, Lisa[Feldt.Lisa@epa.gov]; Ganesan, Arvin[Ganesan.Arvin@epa.gov]; Fritz, Matthew[Fritz.Matthew@epa.gov]; Rupp, Mark[Rupp.Mark@epa.gov]; McCabe, Janet[McCabe.Janet@epa.gov]
From: McGrath, Shaun
Sent: Sun 2/2/2014 6:58:19 PM
Subject: Weekend Report from R8

From: Shaun McGrath (b) (6) >
Sent: Sunday, February 02, 2014 11:50:52 AM
To: McGrath, Shaun
Subject: Weekend Report from R*8

Weekend Report from R8

-

Regional Coordination on 111d – Last week, Dennis and I hosted state environmental directors, PUC commissioners, and utility representatives from R8 & R10 to discuss regional considerations of 111d, particularly from the standpoint of energy exported states and energy importing states. Joe Goffman also participated in what was a very useful and informative conversation. (b) (5)



Wyoming Regional Haze – Since issuing our decision on WY RH, it has been fairly quiet, i.e., no strong reaction in the press, nor calls/emails to my office. In the meetings in Portland this week, PacifiCorp participated, and the CEO, Micheal Dunn approached me and thanked me for the changes that were made between the proposed and final. He said they felt like we had listened to their concerns and made very helpful changes. Additionally, Todd Parfitt from WY DEQ was also in Portland, and he independently said they are continuing to analyze it, but acknowledge we made very helpful changes.

To: Adm13McCarthy, Gina[Adm13McCarthy.Gina@epa.gov]; Atkinson, Emily[Atkinson.Emily@epa.gov]; Deputy Administrator[62Perciasepe.Bob73@epa.gov]; Feldt, Lisa[Feldt.Lisa@epa.gov]; Ganesan, Arvin[Ganesan.Arvin@epa.gov]; Goffman, Joseph[Goffman.Joseph@epa.gov]; Keyes-Fleming, Gwendolyn[KeyesFleming.Gwendolyn@epa.gov]; Powers, Tom[Powers.Tom@epa.gov]; Stewart, Lori[Stewart.Lori@epa.gov]; Shaw, Betsy[Shaw.Betsy@epa.gov]
From: McCabe, Janet
Sent: Sat 1/18/2014 4:49:56 AM
Subject: OAR Hot list
[OAR Hot List 1-20-14.docx](#)

sorry it's so long.

OAR Hot List
Week of January 20, 2014
Lots going on and lots coming up...

President's Climate Action Plan - Existing power plants outreach: This week Joe and I had meetings with Luminant, NAM, GE and Bill Ritter. We also were able to get the "repository" on the docket site set up and live. We started off by uploading a batch of about 800 emails along with the summaries from the 11 listening sessions. We are continuing to work with the docket office to get the remaining emails uploaded and available to the public as quickly as possible. Next week Joe will be traveling to a meeting on 111(d) in Kansas and we are meeting with GE (a different group than last week) and NASUCA. And finally, to kick off our additional outreach with the RTOs/ISOs, Regions 2, 3, 4 and 5 have a meeting with PJM. I, along with folks from OAQPS and OAP will be calling into the meeting.

New power plants: The NODA was transmitted to OMB and we've been getting a steady stream of press and stakeholder questions about it. We've been able to answer all of them with our statement, which outlines in basic terms what the document is and reiterates our belief that the standards are based on a robust set of data and are not affected by the action. We also continue to sign people up for the February 6th public hearing. As you may expect, interest in participating in the hearing is high.

We'll be talking to you about modifications/reconstructions at our Tuesday 111d/b briefing.

Tier 3 Vehicle/Fuel Final Rule: I just received the final Tier 3 rule for review. The FAR meeting is scheduled Wednesday the 22nd, and we plan to get the rule to OP on Thursday. I am in contact with Joel to see if we can get this uploaded to OMB by Friday of next week. We briefed Dan U. today.

RFS 2013 Cellulosic Standard Reconsideration: Letters to API and AFPM to grant petitions for reconsideration of the 2013 Renewable Fuel Standard (RFS) cellulosic biofuel standard are teed up for your signature on Wednesday, January 22. You probably recall that KiOR reduced their anticipated production for 2013 two days after EPA finalized the rule. After granting reconsideration, we will initiate a proposal to reconsider.

CARBIO Renewable Tracking Plan Approval: This approval may happen next week, depending on discussions with USDA. CARBIO, a company in Argentina, will be able to use its alternative tracking plan to meet EPA's recordkeeping requirements, which ensure that renewable fuels in the RFS program are derived from renewable biomass.

Nonroad Diesel Engines: Final amendments to accommodate engine and equipment manufacturers in the effort to transition to Tier 4 standards for nonroad diesel engines, and to adjust various provisions related to the exemption for new replacement engines, are scheduled for signature next week. California and engine manufacturers support of this rule.

Methyl Bromide Critical Use Exemption Nomination: On January 24, the U.S. Government plans to

nominate an exemption for critical use of methyl bromide in 2016. We developed the 2016 nomination in collaboration with the USDA and the Department of State, and will include dry cured ham and California grown strawberries (the same two uses as the 2015 nomination). We think this will be the last year for strawberries. Only hams left.

Radiation Protection Standards ANPR: The ANPR to solicit public comment on the possible need to revise the Environmental Radiation Protection Standards for Nuclear Power Operations is also set for signature next week.

Texas Flexible Permit Conditional Approval: Next week, Region 6 plans to propose conditional approval of the Texas Flexible Permit clean-air plan. The proposed rule establishes emissions caps and includes monitoring, recordkeeping, and reporting elements to ensure the regulations are enforceable and compliance is demonstrated. This is a good news story. Even though we lost TX's challenge to our previous disapproval, they submitted amendments to their earlier rules that addressed the key concerns we had about enforceability, public notice and other aspects in which the rule was lacking.

Energy Star Windows Release: After extensive negotiation with industry representatives, we released our final, program requirements for ENERGY STAR Version 6.0 for residential windows, doors and skylights. The specs increase ENERGY STAR qualification requirements while keeping those products more affordable. We agreed to delay implementation for Northern Zone requirements for windows until January 1, 2016. Kudos to Sarah's team for this.

Oral Argument on NEDA/CAP v. EPA: The D.C. Circuit heard oral arguments today on the case that involves NEDA/CAP's challenge to Steve's memo to the ADDs that said we would apply the holding of the 6th Circuit's decision on source aggregation only in the 6th Circuit. (b) (5)

GHG Permit EAB Appeal: We will be filing our brief next week in an EAB appeal of a Region 6 GHG BACT permit. We rejected CCS for control of GHGs at a proposed new polyethylene unit at the ExxonMobil Plastics Plant in Mont Belvieu. Sierra Club is challenging our cost analysis, saying it is inconsistent with our traditional way of looking at cost in BACT analyses. (b) (5)

RTP Visit: I will be at RTP for the day on Wednesday for their staff awards ceremony and meetings on a wide variety of topics. I look forward to getting back there – it has been awhile. Tom and Lori are going with me.

Sammie Nominations: OAR sent in 6 nominations for Sammie awards, including 2 individuals and 4 teams with representation from all 4 OAR offices.

CFC: As you know the 2013 Combined Federal Campaign ended this past Wednesday. At last count, we were up to \$730K, but pledges and contributions at the numerous special fundraising events held this past week are still coming in so that number could go higher. While this is short of our usual \$1M total, I think we did pretty well considering the shortened timeframe and impact of the many disruptions over the last year, furlough not least among them. Gwen Taylor has done an outstanding job and we will be recognizing her in a special shout out in the coming weeks.

V/V: Betsy is working with the ODs on OAR's V/V proposal. It's coming along.

Additional Coming Attractions:

(b) (5)

Have a great trip to Davos!

OAR Hot List

Week of January 20, 2014

Lots going on and lots coming up...

President's Climate Action Plan - Existing power plants outreach: This week Joe and I had meetings with Luminant, NAM, GE and Bill Ritter. We also were able to get the "repository" on the docket site set up and live. We started off by uploading a batch of about 800 emails along with the summaries from the 11 listening sessions. We are continuing to work with the docket office to get the remaining emails uploaded and available to the public as quickly as possible. Next week Joe will be traveling to a meeting on 111(d) in Kansas and we are meeting with GE (a different group than last week) and NASUCA. And finally, to kick off our additional outreach with the RTOs/ISOs, Regions 2, 3, 4 and 5 have a meeting with PJM. I, along with folks from OAQPS and OAP will be calling into the meeting.

New power plants: The NODA was transmitted to OMB and we've been getting a steady stream of press and stakeholder questions about it. We've been able to answer all of them with our statement, which outlines in basic terms what the document is and reiterates our belief that the standards are based on a robust set of data and are not affected by the action. We also continue to sign people up for the February 6th public hearing. As you may expect, interest in participating in the hearing is high.

We'll be talking to you about modifications/reconstructions at our Tuesday 111d/b briefing.

Tier 3 Vehicle/Fuel Final Rule: I just received the final Tier 3 rule for review. The FAR meeting is scheduled Wednesday the 22nd, and we plan to get the rule to OP on Thursday. I am in contact with Joel to see if we can get this uploaded to OMB by Friday of next week. We briefed Dan U. today.

RFS 2013 Cellulosic Standard Reconsideration: Letters to API and AFPM to grant petitions for reconsideration of the 2013 Renewable Fuel Standard (RFS) cellulosic biofuel standard are teed up for your signature on Wednesday, January 22. You probably recall that KiOR reduced their anticipated production for 2013 two days after EPA finalized the rule. After granting reconsideration, we will initiate a proposal to reconsider.

CARBIO Renewable Tracking Plan Approval: This approval may happen next week, depending on final concurrence from USDA. CARBIO, a company in Argentina, will be able to use its alternative tracking plan to meet EPA's recordkeeping requirements, which ensure that renewable fuels in the RFS program are derived from renewable biomass.

Nonroad Diesel Engines: Final amendments to accommodate engine and equipment manufacturers in the effort to transition to Tier 4 standards for nonroad diesel engines, and to adjust various provisions related to the exemption for new replacement engines, are scheduled for signature next week. California and engine manufacturers support of this rule.

Methyl Bromide Critical Use Exemption Nomination: On January 24, the U.S. Government plans to nominate an exemption for critical use of methyl bromide in 2016. We developed the 2016 nomination in collaboration with the USDA and the Department of State, and will include dry cured ham and California grown strawberries (the same two uses as the 2015 nomination). We think this will be the last year for strawberries. Only hams left.

Radiation Protection Standards ANPR: The ANPR to solicit public comment on the possible need to revise the Environmental Radiation Protection Standards for Nuclear Power Operations is also set for

signature next week.

Texas Flexible Permit Conditional Approval: Next week, Region 6 plans to propose conditional approval of the Texas Flexible Permit clean-air plan. The proposed rule establishes emissions caps and includes monitoring, recordkeeping, and reporting elements to ensure the regulations are enforceable and compliance is demonstrated. This is a good news story. Even though we lost TX's challenge to our previous disapproval, they submitted amendments to their earlier rules that addressed the key concerns we had about enforceability, public notice and other aspects in which the rule was lacking.

Energy Star Windows Release: After extensive negotiation with industry representatives, we released our final, program requirements for ENERGY STAR Version 6.0 for residential windows, doors and skylights. The specs increase ENERGY STAR qualification requirements while keeping those products more affordable. We agreed to delay implementation for Northern Zone requirements for windows until January 1, 2016. Kudos to Sarah's team for this.

Oral Argument on NEDA/CAP v. EPA: The D.C. Circuit heard oral arguments today on the case that involves NEDA/CAP's challenge to Steve's memo to the ADDs that said we would apply the holding of the 6th Circuit's decision on source aggregation only in the 6th Circuit. (b) (5)

GHG Permit EAB Appeal: We will be filing our brief next week in an EAB appeal of a Region 6 GHG BACT permit. We rejected CCS for control of GHGs at a proposed new polyethylene unit at the ExxonMobil Plastics Plant in Mont Belvieu. Sierra Club is challenging our cost analysis, saying it is inconsistent with our traditional way of looking at cost in BACT analyses. (b) (5)

RTP Visit: I will be at RTP for the day on Wednesday for their staff awards ceremony and meetings on a wide variety of topics. I look forward to getting back there – it has been awhile. Tom and Lori are going with me.

Sammie Nominations: OAR sent in 6 nominations for Sammie awards, including 2 individuals and 4 teams with representation from all 4 OAR offices.

CFC: As you know the 2013 Combined Federal Campaign ended this past Wednesday. At last count, we were up to \$730K, but pledges and contributions at the numerous special fundraising events held this past week are still coming in so that number could go higher. While this is short of our usual \$1M total, I think we did pretty well considering the shortened timeframe and impact of the many disruptions over the last year, furlough not least among them. Gwen Taylor has done an outstanding job and we will be recognizing her in a special shout out in the coming weeks.

V/V: Betsy is working with the ODs on OAR's V/V proposal. It's coming along.

Additional Coming Attractions: (b) (5)

Have a great trip to Davos!

To: Adm13McCarthy, Gina[Adm13McCarthy.Gina@epa.gov]
From: Porterfield, Teri
Sent: Thur 10/17/2013 12:44:53 AM
Subject: RE: MOnday

Is it OK for me to say yes???

From: Zichal, Heather R. (b) (6)
Sent: Wednesday, October 16, 2013 8:44 PM
To: Porterfield, Teri
Subject: Re: MOnday

He's very flexible -- and will work w her. If yes, ill just give you his contact info and you can sort it out.

From: Porterfield, Teri [mailto:Porterfield.Teri@epa.gov]
Sent: Wednesday, October 16, 2013 08:38 PM
To: Zichal, Heather R.
Subject: Re: MOnday

Yes - I'll check with her but I'm sure she will - did u have a particular time in mind?

From: Zichal, Heather R. (b) (6)
Sent: Wednesday, October 16, 2013 7:08:07 PM
To: Porterfield, Teri
Subject: MOnday

On 10/21, can you see if Gina would be willing to meet with Gov Bill Ritter for 30 minutes? He wants to be helpful as she's working on state outreach and the GHG proposal. He's great and I think could be a tremendous asset if she just had some time - - maybe with Joe G? He's mentioned this POTUS and met with Ernie Moniz as well - - just want him to be synched up with Gina as well.

To: Goffman, Joseph[Goffman.Joseph@epa.gov]; McCabe, Janet[McCabe.Janet@epa.gov]
From: Adm13McCarthy, Gina
Sent: Wed 6/11/2014 1:37:36 AM
Subject: Fwd: EIA Meeting

FYI

Gina McCarthy

Begin forwarded message:

From: "Adm13McCarthy, Gina" <Adm13McCarthy.Gina@epa.gov>
Date: June 10, 2014 at 7:34:19 PM MDT
To: John Podesta (b) (6)
Subject: Fwd: EIA Meeting

John - the EEI meeting went fine. Lots of questions. They specifically said they were holding their powder dry to get a better sense of the state standards when a technical mtg happens - I think next week. The WGA meeting went very well. The state all showed an interest in regional help from Gov Ritter. Very collegial.

Gina McCarthy

Begin forwarded message:

From: "Porterfield, Teri" <Porterfield.Teri@epa.gov>
Date: June 10, 2014 at 6:51:12 PM MDT
To: "Sepp, Eryn" (b) (6) "Goffman, Joseph"
<Goffman.Joseph@epa.gov>, "McCabe, Janet" <McCabe.Janet@epa.gov>,
"Adm13McCarthy, Gina" <Adm13McCarthy.Gina@epa.gov>
Subject: Re: EIA Meeting

Eryn - the Administrator is flying back from Colorado tonight - she get's into DC late and departs for NYC tomorrow a.m at 8:00 a.m. - she will have some time to talk when she arrives in NY maybe around 10:00 ish - will that work on your end?

From: Sepp, Eryn (b) (6)
Sent: Tuesday, June 10, 2014 6:20:57 PM
To: Goffman, Joseph; Porterfield, Teri; McCabe, Janet
Subject: RE: EIA Meeting

Totally what I meant :)

From: Goffman, Joseph [<mailto:Goffman.Joseph@epa.gov>]
Sent: Tuesday, June 10, 2014 6:20 PM
To: Sepp, Eryn; Porterfield, Teri; McCabe, Janet
Subject: Re: EIA Meeting

"EEI", right?

Joe Goffman

From: Sepp, Eryn
Sent: Tuesday, June 10, 2014 6:18 PM
To: Porterfield, Teri; McCabe, Janet; Goffman, Joseph
Subject: EIA Meeting

Hi Team EPA! Hope you're all well. John wants to know how the EIA meeting went. Do you have any thoughts I could share with him? Please also feel free to email him directly if you prefer: (b) (6)

Thanks!

Eryn

Eryn M. Sepp

Special Assistant to the Counselor to the President

(b) (6)

(b) (6)